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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

RAMIRO GARCIA, JR., individually and as
Personal Representative of the Estate of
Ramiro Garcia, RUBY GARCIA,
RUBEN GARCIA and ALICIA GARCIA,

CASE NO. CV F 07-1376 LJO SMS

**ORDER ON MOTION TO DISMISS
DEFENDANT COUNTY OF STANISLAUS**

Plaintiffs,

vs.

COUNTY OF STANISLAUS,
M. FISCHER, S. WATSON,
and T. SCHWARTZ,

Defendants.

_____ /

This matter came on for the second phase of trial on September 21, 2009 for claims arising under *Monell v. New York City Dept. of Social Servs.* Plaintiffs Ramiro Garcia, Jr., R.G., Ruben Garcia, and Alicia Garcia (“plaintiffs”) appeared by counsel Benjamin Nisenbaum. Defendants County of Stanislaus, M. Fischer, S. Watson, and T. Schwartz (“defendants”) appeared by counsel Dan Farrar.

For good cause shown, and based upon the discussion and oral argument on the record on September 21, 2009, defendant County of Stanislaus is dismissed from this action.

IT IS SO ORDERED.

Dated: September 23, 2009

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE